



University of Baltimore Law Forum

Volume 35
Number 2 *Spring 2005*

Article 1

2005

University of Baltimore Law Forum Volume 35 Number 2 (Spring 2005) Front Matter

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Recommended Citation

(2005) "University of Baltimore Law Forum Volume 35 Number 2 (Spring 2005) Front Matter," *University of Baltimore Law Forum*: Vol. 35: No. 2, Article 1.

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THE UNIVERSITY OF BALTIMORE LAW FORUM

A PUBLICATION OF THE UNIVERSITY OF BALTIMORE SCHOOL OF LAW

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UNIVERSITY OF BALTIMORE LAW FORUM

Volume 35

Spring 2005

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To Our Law School and Community:

I wish to begin this final issue of volume 35 of the *University of Baltimore Law Forum* with heartfelt congratulations to the outgoing editorial board for their tireless efforts to increase the quality and reliability of this important journal. The *Law Forum* has been a vital resource to the bench and bar of the State of Maryland for 35 years. This Editorial Board, ably led by Editor-in-Chief Bryan Hughes, has taken this 35-year tradition to a new level and thereby enhanced our contribution to the analysis and discourse of legal issues. This has been a true example of the value that the University of Baltimore School of Law adds to the state and the region.

As we come to the end of the academic year, it is important to note two enduring and evolving strengths of the School of Law. The first is the dedication and commitment of our faculty, students and alumni and the second is the environment of our learning community. This past month we had the opportunity to enhance the environment with the unveiling of the newly renovated Venable Baetjer Howard Moot Court Room and renovation of two large classrooms. Through the generosity of Stephen L. Snyder, the moot court room is now a spectacular space for the education of students, members of the bench and bar, and the community as a whole.

In the month of March, the moot court room has been the site for a panel co-sponsored by the American College of Trial Lawyers on medical malpractice, a session of the Court of Special Appeals, our Third Annual Women in Advocacy Symposium, and a talk by Robert J. Grey, Jr., President of the American Bar Association, on the American Jury System, sponsored by the Young Lawyers Division of the Baltimore City Bar Association. In April and the beginning of May, the moot court room served as the site for a meeting of the University System of Maryland Board of Regents, a Congressional hearing on witness intimidation, and numerous student and teaching activities, including workshops on how to prepare for the Maryland bar exam and the final trials in the Trial Advocacy courses.

The dedication of our students and faculty were manifested through the superb student-initiated program on Human Trafficking

and modern day slavery; the work of students and faculty members in Annapolis, assisting in the development of legislation; and the concerted efforts of everyone to improve the bar performance of our graduates, just to name a few of the recent activities in and around the School of Law.

We have ended this year with a flurry of important activities. These include the final meetings of the Law School Advisory Council, and the recently formed Law Alumni Society. We have had alumni receptions in Rockville and Washington, D.C., have the upcoming Golf Tournament on May 20 and Commencement on May 22, and moving forward in planning the 3rd Annual Homecoming, scheduled for October 8-9, 2005.

Every day of every month, the School of Law increases its quality and its impact for the betterment of our students, faculty, alumni, and staff as well as to the communities to which we are connected. As an urban law school with the 10th largest enrollment and the largest part-time program among public law schools in America, we remain dedicated to excellence, access, involvement and relevance. As always, I invite you to join us as we continue our 80-year tradition of empowering people and the legal system.

Very truly yours,

Gilbert A. Holmes
Dean and Professor of Law

To the Maryland Legal Community:

The editorial board of volume 35 of the *University of Baltimore Law Forum* is pleased to present this, the second and final issue of the 2004-05 academic year.

We have accomplished a great deal this year. Thanks in large part to the work of Jean McKenzie, our Business Editor, we have posted all of our recent issues to our website at <http://law.ubalt.edu/lawforum/>. Jean has also been instrumental in updating our large database to ensure that copies of the journal reach UB Law alumni across the country.

Our Managing Editor, Thomas Sova, played a large part in organizing and planning the 1st Annual Consolidated Write-On Competition at the University of Baltimore School of Law, combining the efforts of all four of the law school's fine journals into a yearly competition to take place this spring. Tom has also worked tirelessly in putting the finishing touches on both of our issues to prepare them for publication.

I am extremely grateful for the efforts of Articles Editor, Victoria Sulerzyski, and Assistant Articles Editor, Katherine Kiemle, who have done a superb job in selecting and editing two articles for this issue which we believe are both timely and thought-provoking.

In our first article, UB's own Professor John A. Lynch, Jr. traces the history of one of Maryland's treasures, the Chesapeake & Ohio Canal, as well as the enduring legacy of United States Supreme Court Justice William O. Douglas, the man who saved it. Our second article is authored by another UB Professor, Mark F. Scurti, who offers an interesting perspective on the hotly debated issue of same sex marriage.

Our Recent Development editorial team of Erica Mudd and Matthew Penater have thoroughly edited and selected for publication an outstanding group of articles from among our team of staff editors. These articles report recent decisions in Maryland law that we believe are of particular interest. In addition to her editorial duties, Erica Mudd

lends her writing skills to the current issue, reporting on the important Court of Appeals decision in *State v. Snowden*.

Also pulling double duty in this issue is our Production Editor, Kristine Rea. Kristine has tightly managed our production schedule throughout the year, and in this issue, she reports on *In re Ariel G.*, another important development in Maryland law.

Last, but certainly not least, I want to acknowledge the hard work of Sarah Miller, our Manuscripts Editor and the unsung hero of the *Law Forum*. Sarah has worked closely with a new publisher this year to improve the aesthetic appeal of the journal to great effect. She has worked under tremendous time pressure, often at critical junctures in the academic year, to set a new style standard for many years to come.

It has truly been an honor to work closely with these individuals throughout the year, not to mention our fine group of staff and associate editors, our faculty advisor, Professor Barbara Ann White, and the law school administration. When I look back on my time in law school, I will think of these people and my experience with the *Law Forum* very fondly.

Sincerely,

Bryan C. Hughes
Editor-in-Chief